

DEC 10 2007

## PATENT

Attorney Docket No. GENV-002/00US

I hereby certify that this correspondence is being transmitted by facsimile addressed to Commissioner for Patents, Facsimile Number **571-273-8300**, at United States Patent and Trademark Office, Alexandria, VA 22314 on December 10, 2007.

By: Marta Vanegas

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Mitchell Eggers

Confirmation No.: 3570

Appln. No.: 10/007,355

Group Art Unit: 1797

Filed: November 7, 2001

Examiner: Lyle Alexander

For: SAMPLE CARRIER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## STATUS INQUIRY

On October 16, 2007 Applicant filed the attached Petition for Extension of Time under 37 CFR 1.136(b), requesting extension of time until January 17, 2008 to prepare the Reply Brief and to request Oral Hearing. We have not yet heard from the PTO regarding the status of the petition. Kindly notify us of the status of the same.

Pursuant to 37 CFR § 1.136(a)(3), the Commissioner is hereby authorized to charge all required fees, including fees under 37 CFR § 1.17 and all required extension of time fees, or credit any overpayment, to Deposit Account No. 50-1283.

Dated: December 10, 2007

Respectfully submitted,

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DEC 10 2007

PTO/SB/23 (10-07)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b)

Docket Number (Optional)  
CENV-002/000US

|                      |                   |                         |
|----------------------|-------------------|-------------------------|
| In re Application of | Mitchell D. EGGER |                         |
| Application Number   | 10/007,355        | Filed 11/07/2001        |
| For                  | Sample Carrier    |                         |
| Art Unit             | 1797              | Examiner Lyle Alexander |

This is a request for an extension of time of three (3) months, until Jan. 17, 2008 (days), (weeks), (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. The petition fee under 37 CFR 1.17(g) is required. The reasons for requesting the extension of time are the following:

We, the Applicants' undersigned attorney submit that this application was transferred to our offices for prosecution on October 15, 2007. As proof of the above, a letter dated October 12, 2007 from previous counsel which states that the files for this (and other) applications have been transferred to our office is attached. The attached FedEx delivery information shows that we received the boxes containing the files on October 15, 2007.

Accordingly, we became aware of the pending deadline to file the Reply Brief and request Oral Hearing on October 15, 2007. We immediately contacted the previous counsel regarding the reply brief, only to be informed that one had not been prepared.

Accordingly, we request a three (3) month extension of time to file the Reply Brief and to request Oral Hearing. If the USPO is unable to grant us a three month extension, we request that we be granted a reasonable period of extension of time in order to prepare the Reply Brief and the Request for Oral Hearing.

Signature

October 16, 2007

Date

Suman R. Mirmira

Typed or printed name

55,458

Registration Number

Registered Patent Attorney

Title

415-693-2027

Telephone Number

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.